

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

TEDDY ARCHER, TREY BERNADOU, )  
SEDETRIC CHAMBLISS, BRODRICK )  
FRANCIS, JAMES HUTCHINSON, DANIEL )  
MANOFSKY, DEVON SPRINGER, ERIC )  
STEWART, ANDREW WALLS, CALVIN )  
WESLEY, AND CHRIS WOODRUFF, ET AL., )

Plaintiffs, )

v. )

DEFENDERS, INC., )

Defendant. )

Civil Action No.: 1:18-cv-00470-RGA

**STIPULATION REGARDING STATUS OF OPT-IN PLAINTIFFS**

WHEREAS, this is a wage-hour case that is currently conditionally certified as a nationwide collective action under the Fair Labor Standards Act (“FLSA”);

WHEREAS, pursuant to 29 U.S.C. § 216(b), an employee can commence an action on his own behalf and on behalf of other similarly situated employees;

WHEREAS, pursuant to 29 U.S.C. § 216(b), an employee who wishes to participate in such action shall file a consent in writing in the court in which the action is pending, thereby becoming a party in such an action, having opted into the case;

WHEREAS, such “opt-in” plaintiffs are bound by and subject to the Court’s jurisdiction as if listed in the caption and on the docket as named plaintiffs, and continue to be parties to the above-captioned action;

WHEREAS, certain opt-in plaintiffs in the above-referenced action were designated as “Terminated” effective November 1, 2019 but continue to be parties to this action;

IT IS HEREBY STIPULATED AND AGREED, by the parties hereto, through their undersigned counsel, and subject to approval by the Court, that with the exception of opt-in plaintiffs Robert Harper, Joseph Jarvela, Basil Kenton, Jose Rosales, Brandon Stamper, Jeffrey Dunning, and Manuel Fonseca, who were dismissed pursuant to individual motions to dismiss based on their failure to respond to discovery, any opt-in plaintiffs whose status appears as “Terminated” as of November 1, 2019, should be reinstated as opt-in plaintiffs (but subject to Defendant’s right to seek decertification of the conditional class).

Enclosed hereto as Exhibit A is a list of all plaintiffs in this action, including named plaintiffs and plaintiffs who have opted into the conditionally certified FLSA class.

Dated: March 6, 2020

/s/ Brian D. Long  
Brian D. Long (No. 4347)  
Rigrodsky & Long, P.A.  
300 Delaware Avenue, Suite 1220  
Wilmington, DE 19803  
Telephone: (302) 295-5310  
Facsimile: (302) 654-7530  
bdl@rl-legal.com

*Counsel for Plaintiffs*

/s/ Cory Falgowski  
J. Cory Falgowski (No. 4546)  
Burr & Forman LLP  
1201 N. Market Street, Suite 1407  
Wilmington, DE 19801  
Telephone: (302) 830-2310  
Facsimile: (302) 397-2025  
jfalgowski@burr.com

*Counsel for Defendant*

IT IS SO ORDERED this 6 day of March, 2020.



RICHARD G. ANDREWS  
UNITED STATES DISTRICT JUDGE

EXHIBIT A

**Named and Opt-in Plaintiffs**<sup>1 2</sup>

- |                                   |                                 |
|-----------------------------------|---------------------------------|
| 1. Abersold, Steven               | 34. Barr, Cody                  |
| 2. Abiola, Charles                | 35. Barreras, Felix             |
| 3. Adelman, Michael               | (Discovery)                     |
| 4. Adkison, Christopher           | 36. Bassett, Richard            |
| 5. Agana, Enrique                 | 37. Bates, Brendan              |
| 6. Aiyegbusi, Olugbemiga          | 38. Beavers, Anthony            |
| 7. Akerman, David                 | 39. Beggs, Peter                |
| 8. Albarran, Ruben                | <b>40. Beierschmitt, Steven</b> |
| 9. Albera, Joseph                 | <b>(Named) (Discovery)</b>      |
| 10. Alejandro Tajimaroa, Irving   | 41. Belnap, Thane               |
| 11. Alvarez, Ricardo              | 42. Bengel, Shane               |
| 12. Ambrister, Lamont             | <b>43. Bernadou, Trey</b>       |
| 13. Anderson, Matthew             | <b>(Named) (Discovery)</b>      |
| 14. Annen, Jeffrey                | 44. Bertoncini, Paul            |
| 15. Anthony, Matthew              | 45. Bittner, Lawrence           |
| <b>16. Archer, Teddy</b>          | 46. Blair, Christopher          |
| <b>(Named) (Discovery)</b>        | 47. Blanch, Jose                |
| <b>17. Archero-Rochero, Evian</b> | 48. Blandino, Brian             |
| <b>(Named) (Discovery)</b>        | 49. Blunt, Michael              |
| 18. Arefayne, Azaria              | 50. Bly, Dalton                 |
| 19. Arguello, Douglas             | 51. Boll, Jess                  |
| 20. Armijo, Jacob                 | 52. Bollack, Aaron              |
| 21. Armstrong, Tyler              | 53. Boller, Austin              |
| 22. Armstrong, Mychal             | (Discovery)                     |
| 23. Arnold, James                 | 54. Bonilla, Miguel             |
| 24. Arrazolo, Caleb               | 55. Bouchillon, Douglas         |
| 25. Arrowood, Rodney              | 56. Bowery, Travis              |
| <b>26. Ascanio, Andrew</b>        | 57. Boyd, Gerald                |
| <b>(Named) (Discovery)</b>        | 58. Bradshaw, Michael           |
| 27. Ayala, Hugo                   | 59. Bray, Robert                |
| 28. Baker, Aaron                  | 60. Brazell, James              |
| 29. Balinton, Maury               | (Discovery)                     |
| 30. Balinton, Mashon              | 61. Bridges, Samuel             |
| 31. Ball, Scott                   | 62. Brooks, Kevin               |
| 32. Barbas, Aaron                 | 63. Brooks, Martha              |
| 33. Barnes, Marcus                | 64. Brooks, Joshua              |

<sup>1</sup> All named plaintiffs in the enclosed list are set forth in bold, with the designation “(Named).” All plaintiffs selected by the parties to participate in discovery are set forth with the designation “(Discovery).”

<sup>2</sup> Note that Plaintiff Donald Krieger, while listed here, is subject to a pending unopposed motion to dismiss. (See Docket Nos. 126-128 and 132).

65. Brown, Cameron
66. Brown, Sean
67. Brown, Therron  
(Discovery)
68. Brunson, Nathaniel
69. Bryant, Christopher
70. Buick, Stephen  
(Discovery)
71. Burch, Joshua
72. Burdette-Chapman, Brendan
73. Burditt, Ian (Wade)
74. Burillo, Marc
75. Burkert, Kevin
76. Burnett, Duane
77. Burrows, Michael
78. Cacopardo, Daniel
79. **Canaday, Delric**  
**(Named) (Discovery)**
80. Capers, Craig
81. Carlson, Chad
82. Carr, Mark
83. Carrigan, Ryan
84. Carter, Christopher
85. Carter, James  
(Discovery)
86. **Casden, Brett**  
**(Named)**
87. Casey, Cody
88. Cawley, Robert
89. Celeste, Charles
90. **Chambliss, Sedetrick**  
**(Named) (Discovery)**
91. Champagne, Christopher
92. Chavez, David
93. Chavez, Michael
94. Cheely, Jason
95. Chester, Robert
96. Chin, Michael  
(Discovery)
97. Clariza, Freddie
98. Clarkson, Rodney
99. Clausell, Andy
100. Clingan, Donald
101. Coates, Christopher
102. Codrington, Calvin
103. Cole, Marlon
104. Comer, Justin
105. Compton, Dustin
106. Conforti, David
107. Cook V, Benjamin
108. Coombs, Andrew
109. Cooper, Daniel
110. Corpuz, Julius
111. Costanza, Justin
112. Creed, William
113. **Cromartie, Neill**  
**(Named)**
114. Crosson, Timothy
115. Crow, Amanda
116. Crump, Daniel  
(Discovery)
117. Cruz, Jose
118. Cunningham, Grant
119. Dacres, Howard
120. Daley, Nathaniel
121. Darby, Joseph
122. Dauterman, Bryan
123. David, Dan
124. DeLaPaz, Miguel
125. Delgado, Orlando
126. Dellert, Scott
127. Deol, Jagraj
128. Deramo, Brandon
129. DiCarlo, John
130. Dingler, John
131. Dixon, Joseph
132. Dobson, Stephen
133. Donahue, Eric
134. Donnelly, John
135. Donovan, David
136. Dooley, MichaelKevin
137. Dopke, Scott  
(Discovery)
138. Doty, Richard
139. Douglas, Kenneth
140. Dougless, Ronald

141. Dove, Levell  
 142. Drouvalakis, William  
 143. Duarte, Alex  
 144. Dubois, James  
 145. Duda, Andrew  
 146. Duhon, Eric  
 147. Duncan, Mark  
 148. Dunn, Barry  
 149. Earley, Michael  
 150. Eastern, Travis  
 151. Eloff, Daniel  
 152. Entrekin f/k/a Hill, Ashley  
 153. Evans, Michael  
 154. Evans, Gregory  
 155. Ewbank, William  
 156. Farrell, Gary  
 157. Fazal, Mujeeb  
 158. Febres, Jose  
 159. Ferry, Daniel  
 160. Figueroa, Ismael  
 161. Finch, Randy  
 162. Flores, Jacob  
 163. Flowers, Christopher  
     (Discovery)  
 164. Flynn, Thomas  
 165. Foley, Jason  
     (Discovery)  
 166. Forshee, William  
 167. Forster, Christopher  
 168. Fortunato, Todd  
 169. Forwood, Joshua  
 170. Fraley, Gary  
**171. Francis, Brodrick**  
     **(Named) (Discovery)**  
 172. Franklin, Bruce  
 173. Frazer, David  
 174. Frederick, Kyle  
 175. Frederick, Brian  
 176. Frias, Steven  
 177. Gabbard, Chris  
 178. Gales, Michael  
 179. Gann, Eric  
 180. Garcia, Marco

181. Garnenez, Renaldo  
 182. GarridoRamirez, Enrique  
 183. Gashaw, Walter  
 184. Gassenberger, Scott  
 185. Gebre-Medhin, Tedla  
 186. Gelatt, Wesley  
 187. Gilliland, Raymond  
 188. Godfrey, Greg  
     (Discovery)  
 189. Goldmann, Christopher  
 190. Gomez, Eric  
     (Discovery)  
 191. Gomez, Christopher  
 192. Gonzales, Dominic  
 193. Gonzales, Ray  
 194. Gonzalez Jr., Luis  
 195. Goodman, Shaun  
 196. Goodnight, Justin  
 197. Gozumogullari, Mustafa  
 198. Graham, Yaphet  
 199. Grant, Jonathan  
 200. Gray, Matthew  
 201. Green, Benjamin  
 202. Greer, William  
 203. Guclu, Mehmet  
 204. Guest, Jordan  
**205. Hackett, Christopher**  
     **(Named)**  
 206. Hailey, Peter  
 207. Halbeisen, John  
 208. Hale, Kelly  
 209. Hall, Brian  
     (Discovery)  
 210. Hall, Andre  
 211. Halleck, Alan  
 212. Harr, Matthew  
     (Discovery)  
 213. Harris, Michael  
 214. Harris, Andrew  
 215. Hart, Justin  
 216. Hart, Christopher  
 217. Hartley, Todd  
 218. Harwell, Jeffrey



219. Haskins, Greg
220. Hebert, Michael
221. Hedke, Nicholas
222. Heilman, Tyler
223. Heimbrock, Andrew
224. Hemphill, Tommy
225. Henry, Bruce
226. Herman, Benjamin
227. Hernandez, Manuel
228. Herrera, Joshua
229. Heymann, Michael
230. Hidinger, James
231. Hinds, Eric
232. Hinshaw, Sean
233. Hoffmann, Kristian  
(Discovery)
234. Hoffner, Craig
235. Hogains, Shalinda
236. Holbert, Jason
237. Holmes, Bryon
238. Hopkins, Kendrick
239. Hosey, James  
(Discovery)
240. Huckell, Bryan
241. Huet, Justin
242. Hume, Jonathan
243. Hund, Nicholas  
(Discovery)
244. Hunt, Darrell
245. Hupp, Steve
246. Husereau, Scott
- 247. Hutchinson, James  
(Named)**
248. Hyer, Garrett
249. Hylton, Otis
250. Ignazi, Brian
251. Ireby, James
252. Irizarry, Luis
253. Jackson, Robert
254. Jackson-Lee, Ronaldo
255. Jean Baptiste, Herby
256. Jean Baptiste, Wesler
257. Jennings, Richard
258. Jensen, Don
259. Jerstad, Kenneth
260. Jeter, Seth
261. Johnson, Anthony
262. Johnson, Norris
263. Johnson, Christopher
264. Johnson, Elliott  
(Discovery)
265. Johnson, Mark
266. Jones, Leon
267. Jones-Vaughan, Erin
268. Jovanovic, Michael
269. Kadow, Steven
270. Kalanjian, Georges
271. Kalogeropoulos, Nicholas
272. Kay, Sean
273. Keaton, Robbie
274. Keese, Kyle
275. Kennan, Christopher
276. Kennedy, Rodney
277. Kern, Peter
278. Khan, Nasir
279. Kidwell, Steven  
(Discovery)
280. Kim, Jae  
(Discovery)
281. Kimble, Nathaniel
282. Kines, Antoine
283. King, Jason
284. Knighton, Shamar
285. Koons, Sean
286. Koontz, Nicholas
287. Kowalski, Christopher
288. Krajacic, Nicolas
289. Krieger, Donald  
(Discovery)
290. LaMastus, Cheryl  
(Discovery)
291. Lane, Jamie  
(Discovery)
292. LaNier, Samuel
293. Lao, Lance
294. Law, Scott

295. Le, Dung
296. Leba, Kenneth
297. Lee, Jason
298. Lee, Andrew
299. Lee, Stephen
300. Leet, Nicholas
301. Legg, Matthew  
(Discovery)
302. Leggins, Michael
303. Lewis, Evan
304. Lewis, Bradley
305. Lievsay, John
306. Lindsay, Paul
307. Liriano, Marx
308. Long, Robert
309. Lopez, Joseph
310. Lovvorn, Christopher
311. Lowe, James
312. Lynds, Arthur
313. Macharie, Reuben
314. Maciel, Ruben
315. Magee, Jay
316. Makepeace, Jeremy
317. Malnati, Anthony
318. Malsom, Wayne
319. Manausa, Paul
320. Mann, Charles
321. Mano, Richard
- 322. Manofsky, Daniel  
(Named) (Discovery)**
323. Marchena, Scott
324. Marciel-Nieves, Basil
325. Marlin, Marc
326. Martin, Bobby
327. MartinezMoran, Jose
328. Martinsen, Robert
329. MataJr, Frank
330. Matarazzo, Garrick
331. Matthews, Josiah
332. Mauss, Jeffery
333. Maxey, Robert  
(Discovery)
334. Mayer, Timothy
335. McAtee, Corey
336. McCarthy, Dax
337. McCauley, Johnathan  
(Discovery)
338. McClain, Jesse
339. McClung, Christopher  
(Discovery)
340. McCray, Randolph
341. McCrayJr, Michael
342. McDonald, Michael
343. McDonald, Creighton
344. McNeill, Timothy
345. Medina, Matthew
346. Meek, Phillip
347. Mendez, David
348. Mendoza Olivas, Arnoldo
349. Menjivar, Sergio
350. Mertes, William
351. Michaels, Mark
352. Michelsen, Matthew
353. Milam, John Matthew
354. Milicia, Ross
355. Miller, Vance
356. Miller, Mark
357. MimsJr, Larry
358. Minor, Quinn  
(Discovery)
359. Missick, Jaryn
360. Mitchell, Matthew
361. Mitchell, Matthew
362. Mitsunaga, Corey
363. Mize, Ryan
364. Moldawski, Mitchell
365. Molina, Luis
366. Montgomery, David
367. Moore, James
368. Moreau, Jarod
369. Morris, Daren
370. Morrison, Stephen
371. Moses, James
372. Moulterrie, David
373. Muller, Heath
374. Mullins, Matthew



- |                              |                                |
|------------------------------|--------------------------------|
| 375. Murray, Betty           | 413. Pinnock, Robert           |
| 376. Nealis, Wesley          | 414. Pires, Danielson          |
| 377. Nelson, Ned             | 415. Pohler, Eric              |
| 378. Newbury, Gary           | 416. Porter, Harry             |
| 379. Nienau, Nathan          | 417. Porter, William           |
| 380. Ogletree, Coleman       | (Discovery)                    |
| 381. Orozco Lopez, Luis      | 418. Powell, Kimberly          |
| (Discovery)                  | 419. Quinn, Eric               |
| 382. Owens, Stephen          | 420. Ramirez, David            |
| (Discovery)                  | (Discovery)                    |
| 383. Pace, Troy              | 421. Ramirez, George           |
| 384. Page, Arron             | 422. Ramos, Dale               |
| 385. Pak, Jin                | 423. Rana, Nayan               |
| 386. Palma, Steven           | 424. Redmond, Shaun            |
| (Discovery)                  | 425. Reilly, Matthew           |
| 387. Panaia, Peter           | 426. Renfro, Jason             |
| 388. Papavasiliou, Tharrenos | 427. Rentz, Trevor             |
| 389. Papson, James           | 428. Richardson, Randy         |
| 390. Paquette, Timothy       | 429. Riley, Clint              |
| 391. Park, Daniel            | 430. Riley, Kenneth            |
| 392. Patten, Izaak           | 431. Rivera, Nomar             |
| (Discovery)                  | 432. Robbins, Ezekiel          |
| 393. Paylor, Dominique       | 433. Roberts, Ryan             |
| 394. Payne, Craig            | 434. Robichaud, Mark           |
| 395. Pearson, Billy          | 435. Rocco, Anthony            |
| 396. Pelaez, Luis            | <b>436. Rocco, John</b>        |
| 397. Pelle, Anthony          | <b>(Named) (Discovery)</b>     |
| 398. Pender, Matthew         | 437. Rocco, Scott              |
| 399. Percival, Trent         | (Discovery)                    |
| 400. Perdomo, Jonathan       | 438. Rodriguez, Pedro          |
| 401. Perez, Paulo            | 439. Rodriguez, David          |
| 402. Perez, Anthony          | 440. Rogers, Theophilus        |
| (Discovery)                  | 441. Rojas, Edgar              |
| 403. Perez, Roberto          | 442. Rojas, Ricardo            |
| 404. Perez, Ramon            | 443. Romero, Matthew           |
| 405. Perry, Jason            | 444. Rosales, Angel            |
| 406. Perry, Leon             | (Discovery)                    |
| 407. Pesigan, Jason          | 445. Rosenbalm, Vernon         |
| 408. Peterson, Billy         | 446. Rossman, Shawn            |
| 409. Pfister, Charles        | 447. Rotha, Logan              |
| 410. Pickett, Johnny         | 448. Rothenberger, Christopher |
| 411. Pierce, Lucas           | 449. Royal, Brett              |
| 412. Pina, Kyle              | (Discovery)                    |

450. Rozenburg, Leslie  
 451. Ruiz, Miguel  
 452. Ruiz, Michael  
 453. Ruiz-Echenagucia, Jorge  
 454. Sabat, Francisco  
     (Discovery)  
 455. Sacco, Michael  
 456. Saltos, Erick  
 457. Sammarco, Jared  
 458. Sanchez, Israel  
 459. Sanchez, Rafael  
 460. Sandoval, David  
 461. Sandoval, Ernesto  
 462. Sawyer, Matthew  
 463. Scotto, Michele  
 464. Scruggs, Landon  
 465. Seda, Chadwick  
 466. Shaddox, Jason  
 467. Shapiro, Justin  
 468. Shelton, Stuart  
 469. Shelton, James  
 470. Shermock, Kevin  
 471. Shivers, Larry  
 472. Shover, John  
 473. Shuford, Edward  
 474. Simpson, Shannon  
 475. Simpson, Ernest  
 476. Sims, Brent  
 477. Singletary, Lamarr  
 478. Skinner, Nathan  
 479. Slaughter, Dwayne  
 480. Slingsby, Todd  
 481. Smallman, Alexander  
 482. Smedley, Jason  
 483. Smith, Herbert  
     (Discovery)  
 484. Smith, William  
 485. Smith, Edward  
 486. Smith, Zeltre  
 487. Smith, Rodney  
 488. Smith, Brian  
 489. Soberon, Hector

490. Sosa, Cesar  
     (Discovery)  
 491. Soto, Jesse  
 492. Soto, Benjamin  
 493. Speicher, Ralph  
**494. Springer, Devon**  
     **(Named) (Discovery)**  
 495. Sproul, Christopher  
 496. Stafford, James  
 497. Stanek, Robert  
 498. Stanley, Gregory  
 499. Stevenson, Dominic  
**500. Stewart, Eric**  
     **(Named)**  
 501. Stockwell, Christopher  
 502. Story, James  
 503. Stranz, Timothy  
 504. Stringer, John  
 505. Stupey, Jamie  
 506. Stutts, David  
 507. Swartz, Aaron  
 508. Sweet, David  
 509. Sweet, Christopher  
 510. Talbot, Xavier  
 511. Tapia Pena, Miguel  
 512. Taylor, Charles  
 513. Teagle, Trey  
 514. Temple, Wayne  
 515. Temple, Terrell  
 516. Temple, Valerie  
 517. Tepe, Michael  
 518. Thomas, Larry  
 519. Thomas, Tramario  
 520. Thornton, Anthony  
 521. Todd, Larry  
 522. Tolentino, Samuel  
 523. Tolliver, Ryan  
 524. Tronvig, Erik  
 525. Trujillo, Julian  
 526. Tullos, Miles  
     (Discovery)  
 527. Twerefour, Terry  
 528. Unthank, Kevin

- 529. Valdez, Benjamin
- 530. Vandermolen, Paul
- 531. Varela, Cesar
- 532. Varela Valenzuela, Alberto
- 533. Vasilyev, Daniel
- 534. Vazquez, Nicholas  
(Discovery)
- 535. Veasey, Brieson
- 536. Vega, Robert
- 537. Verdejo, Carlos
- 538. Verdejo Napoleoni, David
- 539. Vermette, Jeremy
- 540. Vinson, Bryson
- 541. Walker, Adam
- 542. Wallace, Matthew  
(Discovery)
- 543. Wallace, Brady
- 544. Walls, Andrew**  
**(Named) (Discovery)**
- 545. Walton, Steven  
(Discovery)
- 546. Wang, Zheyang
- 547. Washington, Everett
- 548. Washington, Alfonso
- 549. Washington, Carl
- 550. Watson, Calvin
- 551. Wenig, Steven
- 552. Wereschagin, John
- 553. Wesley, Calvin**  
**(Named)**
- 554. Wheeler, David
- 555. Wilkerson, Wayne
- 556. Williams, Derrick
- 557. Williams, Richard
- 558. Willis, Michael
- 559. Wilson, James
- 560. Wilson, Tylon
- 561. Wilson, Reginald
- 562. Winn, Bruce
- 563. Wolfle, Sean
- 564. Wood, Walter
- 565. Woodruff, Christopher**  
**(Named)**
- 566. Wright, Brandon
- 567. Wright, Daniel
- 568. Yamaguchi, Kenji
- 569. Younger, Richard
- 570. Zamora, Joseph
- 571. Zelaya, Alberto
- 572. Zepeda, Richard
- 573. Zombek, Edward
- 574. Zornes, Kenneth